



DEPT. OF AGRICULTURE
USDA



December 4, 2008

Antoinette M. Tease, P.L.L.C.

Mail Stop Petition
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RE: Petition to Revive U.S. Patent Application No. 10/597,346
REFUND OF PETITION FEE REQUESTED

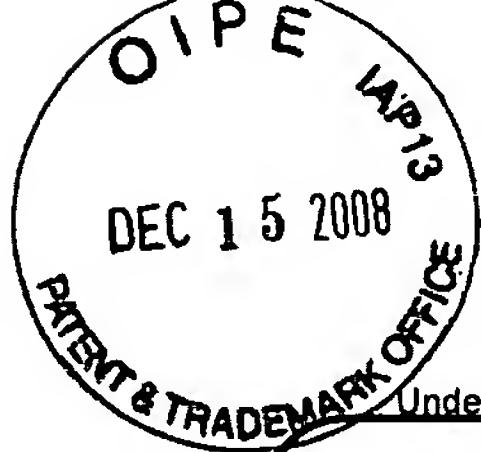
Dear Sir/Madam:

This letter is in response to the Decision dated November 14, 2008 in the above-referenced matter. Enclosed is a copy of the docket sheet for this case. A search of the file jacket and docket records indicates that the Notification of Insufficient Fees dated December 4, 2007 was not received. Accordingly, we reiterate our request for a refund of the petition fee. Thank you.

Sincerely,

Antoinette M. Tease

Enclosure (1)



PTO/SB/21 (11-08)

Approved for use through 12/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/597,346

Filing Date

July 20, 2006

First Named Inventor

Jeffrey P. Reistroffer

Art Unit

Examiner Name

Attorney Docket Number

REI06-0001

ENCLOSURES

(Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

Landscape Table on CD

☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify
below):Letter re: Petition to Revive (one page);
docket sheet (one page)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Antoinette M. Tease, P.L.L.C.

Signature

Printed name

Antoinette M. Tease

Date

12/04/2008

Reg. No.

53680

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Antoinette M. Tease

Date

53680

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



JEFFREY P. REISTROFFER

DOCKET SHEET

Docket No.	Title	Issue/Filing Date
18	Transmittal Form	September 8, 2008
17	Refund of Petition Fee Requested	September 8, 2008
16	Affidavit of Antoinette M. Tease	September 8, 2008
15	Petition for Revival	September 8, 2008
14	Check No. 0235	September 3, 2008
13	Notification of Abandonment	August 28, 2008
12	Filing Receipt	December 4, 2007
11	Transmittal Form	September 11, 2006
10	Information Disclosure Statement	September 11, 2006
9	Transmittal Form	August 21, 2006
8	Declaration	August 21, 2006
7	Power of Attorney	July 21, 2006
6	Acknowledgement Receipt	July 20, 2006
5	Transmittal Letter (Form PTO-1390)	July 20, 2006
4	Application Data Sheet	July 21, 2006
3	Notification of Abandonment	August 28, 2008
2	Notice of Insufficient Fees	December 4, 2007
1	Filing Receipt	December 4, 2007